

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA
1333 H STREET, N.W., SUITE 200, WEST TOWER
WASHINGTON, DC 20005

NOTICE OF FINAL RULEMAKING

FORMAL CASE NO. 1002, IN THE MATTER OF THE JOINT APPLICATION OF
PEPCO AND THE NEW RC, INC. FOR AUTHORIZATION AND APPROVAL OF
MERGER TRANSACTION

1. The Public Service Commission of the District of Columbia ("Commission") hereby gives notice pursuant to District of Columbia Official Code Section 2-505,¹ of the final rulemaking action taken on October 26, 2007, in Order No. 14609, approving the Corrected Revised Tariff Application of the Potomac Electric Power Company ("Pepco" or "Company"), which was filed on behalf of the District of Columbia Smart Meter Pilot Program, Inc. ("SMPPI").²

2. On July 30, 2007, Pepco filed an Application on behalf of SMPPI³ seeking approval of a Revised Tariff that reflects a change in the program name to **PowerCentsDC**^{TM4} (formerly "**SmartPowerDC**TM").⁵ The Revised Tariff also changes the smart meter pilot rates to reflect Pepco's new Standard Offer Service ("SOS") annual rates, which became effective on June 1, 2007.⁶ In addition, according to Pepco, the Revised Tariff clarifies the language regarding the minimum bill calculations for two of the rate options, Hourly Pricing and Critical Peak Pricing.⁷

¹ D.C. Official Code, § 2-505.

² *Formal Case No. 1002, In the Matter of the Joint Application of Pepco and the New RC, Inc. for Authorization and Approval of Merger Transaction ("F.C. No. 1002")*, Application of the Potomac Electric Power Company on Behalf of the Smart Meter Pilot Program, Inc. for Approval of a Corrected Revised Tariff, filed August 15, 2007 ("Corrected Revised Smart Meter Tariff").

³ SMPPI is comprised of the following entities: Pepco; District of Columbia Office of the People's Counsel ("OPC"); District of Columbia Consumer Utility Board ("CUB"); International Brotherhood of Electrical Workers Local 1900 ("IBEW"); and the Commission.

⁴ Pepco indicates that the name change was necessary because SMPPI was advised by another entity that the name SmartPowerDC was too close to the entity's trade name and service mark and that the entity was already conducting business under its name in the Washington metropolitan area; therefore, SMPPI should discontinue the use of the name SmartPowerDC.

⁵ *F.C. No. 1002*, Application of the Potomac Electric Power Company on Behalf of the Smart Meter Pilot Program, Inc. for Approval of a Compliance Tariff, filed July 30, 2007 ("Revised Smart Meter Tariff").

⁶ *F.C. No. 1002*, Revised Smart Meter Tariff at 1. Pepco states that SMPPI indicated previously to the Commission that SMPPI will annually evaluate the rate schedules to verify that electricity is being priced in a revenue neutral manner and that at the time revisions are made to Pepco's District of Columbia SOS rates, SMPPI will propose appropriate adjustments to the smart meter pilot rates.

⁷ *Id.* at 1.

3. Before the Commission acted on Pepco's Application, the Company filed a Corrected Revised Smart Meter Tariff Application on behalf of SMPPI.⁸ Pepco states that the Corrected Revised Tariff reflects minor changes to the Revised Meter Tariff filed on July 30, 2007.⁹ The Company also indicates that the major provisions of the Corrected Revised Tariff addressing the program name change, smart meter pilot rates, and the language regarding the minimum bill calculations remain unchanged from the July 30th filing.¹⁰ Accordingly, Pepco seeks authority to revise the following tariff pages:

POTOMAC ELECTRIC POWER COMPANY, P.S.C. of D.C. No. 1

35th Revised Page No. R-1

35th Revised Page No. R-2

28th Revised Page No. R-2.1

4th Revised Page No. R-2.2

6th Revised Page No. R-3

6th Revised Page No. R-3.1

6th Revised Page No. R-4

6th Revised Page No. R-4.1

1st Revised Page No. R-44

1st Revised Page No. R-44.1

1st Revised Page No. R-44.2

1st Revised Page No. R-44.3

1st Revised Page No. R-44.4

4. A Notice of Proposed Rulemaking ("NOPR") was published in the *D.C. Register* on September 7, 2007 inviting public comment on Pepco's Corrected Revised Tariff Application.¹¹ No comments were received. The Commission, in Order No. 14609, approved Pepco's Corrected Revised Tariff Application, effective upon the date of publication of this Notice of Final Rulemaking in the *D.C. Register*.

⁸ *F.C. No. 1002*, Corrected Revised Smart Meter Tariff.

⁹ *Id.* at 1.

¹⁰ *Id.*

¹¹ 54 D.C. Reg. 8841-8842.